Appl. Serial No.: 10/535,156

Amendment dated: December 23, 2009 Reply to Office Action of Oct. 10, 2009

## **AMENDMENTS TO THE CLAIMS**

The following listing of claims will replace all prior versions and listings of claims in the Application. Claims 11 and 26 have been amended as follows: <u>Underlines</u> indicate insertions and <u>strikethroughs</u> indicate deletions.

# **Listing of Claims**

# Claims 1-10 (Cancelled)

- 11. **(Currently amended)** A method of detecting a level of an amino-terminally truncated CDP/Cux polypeptide in a sample, wherein said polypeptide is p75, produced by translation initiation in exon 21 of the CDP/Cux gene, and wherein said method comprises:
  - (a) obtaining said sample;
  - (b) contacting said sample with an antibody which binds to said p75 polypeptide; and
  - (c)detecting said antibody bound to said p75 polypeptide.

#### Claims 12-15 (Cancelled)

- 16. **(Previously presented)** The method of claim 11, wherein said sample is derived from breast tissue from a patient having or suspected of having breast cancer.
- 17. (Previously presented) The method of claim 11, wherein said sample is derived from blood from a patient having or suspected of having acute myeloid leukemia (AML).

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- 18. **(Previously presented)** The method of claim 16, wherein detection of p75 in said breast tissue identifies said patient as having breast cancer.
- 19. **(Previously presented)** The method of claim 17, wherein detection of p75 in said blood identifies said patient as having acute myeloid leukemia (AML).

## Claims 20-25 (Cancelled)

- 26. **(Currently amended)** A kit for detecting a level of an amino-terminally truncated CDP/Cux polypeptide in a sample, wherein said polypeptide is p75, produced by translation initiation in exon 21 of the CDP/Cux gene, said kit comprising:
  - a) a first vessel containing a reagent enabling the formation of an immune complex, wherein said immune complex comprises:
    - i) an antibody which recognizes said p75 polypeptide; and
    - ii) a p75 polypeptide;
  - b) a second vessel containing a detecting reagent for identifying said immune complex.
- 27. **(Previously presented)** The kit of claim 26, wherein said detecting reagent is a second antibody conjugated to:
  - a) an enzyme;
  - b) a radioactive isotope;
  - c) a fluorescent molecule;
  - d) a chemiluminescent molecule; or
  - e) a biotin molecule.
- 28. **(Previously presented)** The kit of claim 26, comprising guidelines for the detection of p75.